

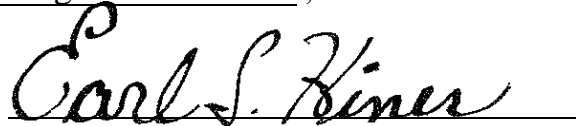
BARRY E. LIVINGSTON	§	
VS.	§	CIVIL ACTION NO. 1:10-CV-475
TRIAL ATTORNEY, ET AL.	§	

¹ Plaintiff filed this case on a form intended for prisoners challenging their conviction under 28 U.S.C. § 2254. Because his claims concern the conditions of his confinement, the court has construed the petition as a civil rights action.

could have been brought. Such a transfer may be done *sua sponte* and is reviewable only for an abuse of discretion. *Mills v. Beech Aircraft Corp.*, 886 F.2d 758, 761 (5th Cir. 1989).

Plaintiff complains of incidents that occurred at the Clements Unit, and he complains about the disposition of lawsuits filed in the Northern District of Texas. The Clements Unit is located in the Amarillo Division of the United States District Court for the Northern District of Texas. The court has considered the circumstances and has determined that the interest of justice would best be served if the complaint were transferred to the Northern District of Texas. Therefore, the case should be transferred to the Amarillo Division of the Northern District of Texas. An order so providing will be entered by the undersigned.

SIGNED this 16 day of August, 2010.


EARL S. HINES
UNITED STATES MAGISTRATE JUDGE